GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Water Resources Department – A.P.A.T -O.A No.5571/2014 filed by Sri B. Mallikarjuna Rao, Watchman, O/o the Deputy Director, Ground Water and Water Audit Department, Ongole and one another – Request for sanction of Minimum Time Scale of Pay – Permission Accorded – Orders issued.

WATER RESOURCES (Ser.IV) DEPARTMENT

G.O.RT.No. 356 Dated: 17-05-2018

Read the following:

1. Orders dated: 23.08.2017 of the Hon'ble APAT in O.A No.5571/2014.
2. Interim orders dt.04.01.2018 of the Hon'ble High Court in W.P.No.115/2018.
3. From the Deputy Director, Ground Water and Water Audit Dept., Guntur, AP, Lr.No.889/Estt/2017, Dated: 01.03.2018.
4. From the Director, Ground Water and Water Audit Department, Vijayawada, Lr.No.2581/EII(1)/2014, Dated: 10.04.2018.

ORDER:

Sri B.Mallikarjuna Rao and Sri T.Kasim Watchman, working in the Office of the Deputy Director, Ground Water and Water Audit Department, Prakasam District, Ongole have filed OA No.5571/2014 for payment of minimum time scale of pay plus DA and other allowances.

2. The Hon'ble A.P. Administrative Tribunal in its orders first read above while allowing the O.A. has directed the respondents to sanction and release minimum of the time scale of pay attached to the regular post born on Last Grade service i.e. Basic Pay + DA only without any other allowances as per Revised Pay Scales issued from time to time with arrears for three years i.e. prior to the institution of the OA i.e. 17.09.2014 and continue to pay till the applicants are in service.

3. Against the said orders, the Department has filed Writ Petition No.115/2018 in the High Court of Andhra Pradesh. The Hon'ble High Court in its interim orders second read above, has directed to pay Minimum of the Time Scale of Last Grade Employees plus D.A. without any other allowances atleast from the date of the order of the Hon'ble Andhra Pradesh Administrative Tribunal i.e., 23.08.2017 and granted interim stay in respect of portion of the orders of the Honourable Administrative Tribunal which directs payment of arrears.

4. In his letter 3rd read above, the Deputy Director, Ground Water and Audit Department, Ongole has stated that Sri. B. Mallikarjuna Rao and Sri T. Khasim engaged on daily wage basis in his office on 09.09.1991 and 09.10.1990 respectively and since they have been working in the above said capacity. In fact, their services were not regularized on grounds of non-completion of five years of service as on 25.11.1993 as per G.O.Ms.No.212, Finance and Planning (PW.PC III) Department, dated: 22.04.1994 and requested the Government to take necessary action in the interim orders of the Hon'ble High Court second read above.

5. Government after careful examination of the matter, subject to outcome of the final orders in W.P.No.115/2018, hereby accord permission to the Director, Ground Water and Water Audit Department, Vijayawada and Deputy Director, Ground Water and Water Audit Department, Prakasam District, Ongole to pay minimum of the timescale of the pay attached to the regular post born on the last grade i.e., Basic plus D.A., without any other allowances, from the date of the order of the Tribunal i.e., 23.08.2017, as per the interim orders of the Hon'ble High Court 2nd read above.

6. The Director, Ground Water and Water Audit Department, Vijayawada shall take necessary action accordingly.

7. This order issues with the concurrence of the Finance (HR.III) Department vide their U.O.No. 32026/45/2018 SO(HR III)-FINANCE - 438784, dated:27.4.2018.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
SECRETARY TO GOVERNMENT

To
The Director, Ground Water and Water Audit Department, Vijayawada
The Deputy Director, Ground Water and Water Audit Department,
Prakasam District, Ongole
Copy to:
The Engineer-in-Chief (IW), Water Resources Department, AP, Vijayawada
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER